

From: [Nagle, Richard](#)
To: [Palermo, Mark](#); [Fox, Catherine](#)
Subject: RE: Modern Plastics Corporation; New Products Corporation and USA v. Tibble and Fed. Ins. Co. - Adv. Proc. No. 13-80252
Date: Tuesday, January 21, 2014 10:03:20 AM

Great. Thanks Mark. Let me know what's up so I can let DOJ know.

From: Palermo, Mark
Sent: Tuesday, January 21, 2014 10:00 AM
To: Fox, Catherine; Nagle, Richard
Subject: RE: Modern Plastics Corporation; New Products Corporation and USA v. Tibble and Fed. Ins. Co. - Adv. Proc. No. 13-80252

[This is my site](#) – I'll call

From: Fox, Catherine
Sent: Tuesday, January 21, 2014 8:31 AM
To: Nagle, Richard; Palermo, Mark
Subject: RE: Modern Plastics Corporation; New Products Corporation and USA v. Tibble and Fed. Ins. Co. - Adv. Proc. No. 13-80252

Rick,

I don't know whether it is the same company, but Mark had a removal action at Modern Plastics Corp., Benton Harbor. I signed off on a \$635,000 cost close out last summer.

From: Nagle, Richard
Sent: Tuesday, January 21, 2014 8:22 AM
To: Kaplan, Robert
Cc: Fox, Catherine
Subject: RE: Modern Plastics Corporation; New Products Corporation and USA v. Tibble and Fed. Ins. Co. - Adv. Proc. No. 13-80252

Bob,

I will contact Ms. Ferguson and find out what they need from us.

Thanks,

Rick

From: Kaplan, Robert
Sent: Friday, January 17, 2014 3:52 PM
To: Nagle, Richard
Cc: Kyte, Larry
Subject: FW: Modern Plastics Corporation; New Products Corporation and USA v. Tibble and Fed. Ins. Co. - Adv. Proc. No. 13-80252

Rick, please see below. For response. Thanks.

Cc: Larry

Robert A. Kaplan
Regional Counsel
U.S. EPA Region 5
Phone: (312) 886-1499
Cell: (312) 287-0518
Fax: (312) 692-2075

From: Justice, Donna M. (USAMIW) [<mailto:Donna.Justice@usdoj.gov>]
Sent: Friday, January 17, 2014 2:43 PM
To: Kaplan, Robert
Cc: Ferguson, Francesca (USAMIW); Lehan, Jennifer L. (USAMIW)
Subject: Modern Plastics Corporation; New Products Corporation and USA v. Tibble and Fed. Ins. Co. - Adv. Proc. No. 13-80252

Mr. Kaplan:

Today I left a voicemail with Richard Nagle regarding the above entitled action as he was the last contact I had in regards to bankruptcy proceedings.

Attached are copies of a letter dated January 15, 2014, and Order issued by Judge Dales. Judge Dales ordered, among other things, that service be made upon this office and that the United States has 21 days after service of the Order to object to the joinder of the United States of America as a plaintiff in this action. Also attached are the re-issued summons and the first amended complaint, which in the first paragraph, plaintiff New Products Corporation is moving on behalf it itself and on behalf of the United States.

If I am calculating correct, the envelope, sent certified mail, has a post mark date of January 15, 2014, making objections to the joinder of the United States to this action due to be filed by February 5, 2014.

I am opening a file and it will be assigned to AUSA W. Francesca Ferguson. Ms. Ferguson will be in the office on Tuesday, January 21, 2014. Please have your assigned counsel give Ms. Ferguson a call regarding this case at (616) 808-2020.

Donna Justice
Paralegal Specialist
(616) 808-2041